

# SENATE RECORD VOTE ANALYSIS

105th Congress  
2nd Session

Vote No. 35

March 17, 1998, 2:15 pm  
Page S-2095 Temp. Record

## GRABER NOMINATION/Circuit Judge

**SUBJECT:** Nomination of Susan Graber, of Oregon, to be a United States Circuit Judge for the Ninth Circuit. Confirmation.

**ACTION:** NOMINATION CONFIRMED, 98-0

**SYNOPSIS:** Susan Pia Graber was born July 5, 1949, in Oklahoma City, Oklahoma. She received a B.A. from Wellesley College in 1969 and a J.D. from Yale Law School in 1972. Her employment history includes the following: 1970, Law Clerk for Sidney I. Lezak; 1971, Law Clerk at Sutin, Thayer & Browne; 1972-1974, New Mexico Bureau of Revenues Legal Division Assistant Attorney General; 1974-1975, Associate at Jones, Gallegos, Snead & Wertheim, P.A.; 1975-1978, Associate at Taft, Stettinius & Hollister; 1978-1988, Associate and Partner at Stoel, River, Boley, Jones & Grey; 1988-1990, Oregon Court of Appeals Judge and Presiding Judge; and 1990-present, Oregon Supreme Court Associate Justice.

**Those favoring** confirmation contended:

Susan Graber is an outstanding nominee. She has served for 10 years as an Associate Justice on the Oregon Supreme Court. During her tenure, she has garnered praise from the bench and bar as being the epitome of a careful and non-ideological judge whose centrist approach has helped promote a consensus-building and collegial atmosphere. Justice Graber clearly understands the difference between being a legislator and being a judge. Her opinions, of which she has authored more than 300, reflect a firm adherence to the law as written by the Oregon Legislature. We are confident that she will serve well on the Federal bench, and urge her confirmation.

**No arguments were expressed in opposition to confirmation.**

YEAS (98)				NAYS (0)		NOT VOTING (2)	
Republican (55 or 100%)		Democrats (43 or 100%)		Republicans (0 or 0%)	Democrats (0 or 0%)	Republicans (0)	Democrats (2)
Abraham	Hutchinson	Akaka	Johnson				Inouye- <sup>2</sup>
Allard	Hutchison	Baucus	Kennedy				Rockefeller- <sup>2AY</sup>
Ashcroft	Inhofe	Biden	Kerrey				
Bennett	Jeffords	Bingaman	Kerry				
Bond	Kempthorne	Boxer	Kohl				
Brownback	Kyl	Breaux	Landrieu				
Burns	Lott	Bryan	Lautenberg				
Campbell	Lugar	Bumpers	Leahy				
Chafee	Mack	Byrd	Levin				
Coats	McCain	Cleland	Lieberman				
Cochran	McConnell	Conrad	Mikulski				
Collins	Murkowski	Daschle	Moseley-Braun				
Coverdell	Nickles	Dodd	Moynihan				
Craig	Roberts	Dorgan	Murray				
D'Amato	Roth	Durbin	Reed				
DeWine	Santorum	Feingold	Reid				
Domenici	Sessions	Feinstein	Robb				
Enzi	Shelby	Ford	Sarbanes				
Faircloth	Smith, Bob	Glenn	Torricelli				
Frist	Smith, Gordon	Graham	Wellstone				
Gorton	Snowe	Harkin	Wyden				
Gramm	Specter	Hollings					
Grams	Stevens						
Grassley	Thomas						
Gregg	Thompson						
Hagel	Thurmond						
Hatch	Warner						
Helms							

### EXPLANATION OF ABSENCE:

1—Official Business  
2—Necessarily Absent  
3—Illness  
4—Other

### SYMBOLS:

AY—Announced Yea  
AN—Announced Nay  
PY—Paired Yea  
PN—Paired Nay